

IN THE UNITED STATES DISTRICT COURT
FOR THE DISTRICT OF NEBRASKA

UNITED STATES OF AMERICA,

Plaintiff,

vs.

JOHN FRANCIS,

Defendant.

4:23CR3045

ORDER

A plea hearing was set for August 30, 2023. Due to a possible change in counsel, Defendant needs additional time to meet with an attorney and decide whether to enter a plea of guilty. The court will set this matter for trial.

IT IS ORDERED:

- 1) The trial of this case is set to commence before the Honorable John M. Gerrard, Senior United States District Judge, in Courtroom 1, United States Courthouse, Lincoln, Nebraska, at 9:00 a.m. on October 2, 2023, or as soon thereafter as the case may be called, for a duration of four (4) trial days. Jury selection will be held at commencement of trial.
- 2) Defendant is not requesting disclosures of expert witness testimonial and publication history, so no deadlines will be set for such disclosures.
- 3) The time between August 30, 2023 and October 2, 2023, shall be deemed excludable time in any computation of time under the requirements of the Speedy Trial Act because the parties require additional time to adequately prepare the case for trial, taking into consideration due diligence of counsel, the novelty and complexity of the case, and the fact that the failure to grant additional time could result in a miscarriage of justice. 18 U.S.C. § 3161(h)(7)(A) & (B). Failing to timely object to this order as provided under the court's local rules will be deemed a waiver of any right to later claim the time should not have been excluded under the Speedy Trial Act.

Dated this 30th day of August, 2023.

BY THE COURT:

s/ Cheryl R. Zwart

United States Magistrate Judge